

Commissioners:

I am on the Louisville, Kentucky Metro Council, representing District 9, and am writing to oppose the order that would limit state and local management of small cell infrastructure in the public rights-of-way.

We have experience with this technology in Louisville. Until we adopted regulations, small cell providers were placing antennas at very inappropriate locations, in many cases sinking new utility poles in the ground at their convenience. Here is one example in my district where a pole was placed on a street without poles, simply because it was less expensive for the provider to do that than to seek more appropriate locations.



In some cases, finding more appropriate locations takes time and the “shot clock” approach will severely inhibit our ability to do that. I am also concerned about the prohibition on non-fee requirements and the risk that local rules that prohibit inappropriate placements will be viewed as unreasonable and therefore not allowed.

This is not an area where federal intervention is necessary, and I urge the Commission to reject the proposed order.



Councilman Bill Hollander | Ninth District Councilman

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